

MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
COUNTY COMMISSIONERS CHAMBERS
FIRST FLOOR, COUNTY-CITY BUILDING
TUESDAY, JANUARY 12, 1999
1:30 P.M.

Commissioners Present: Linda Steinman, Chair
Kathy Campbell
Larry Hudkins
Bob Workman

Commissioners Absent: Bernie Heier

Others Present: Kerry Eagan, Chief Administrative Officer
Diane Staab, Deputy County Attorney
Ann Taylor, County Clerk's Office

- 1) MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, January 5, 1999. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)

MOTION: Campbell moved and Hudkins seconded approval of the minutes of January 5, 1999. On call Campbell, Hudkins, Workman and Steinman voted aye. Motion carried.

- 2) ADDITIONS AND DEDUCTIONS:

Approval of 22 additions and deductions to the tax assessment rolls per Exhibit A. (199928) (199942)

MOTION: Hudkins moved and Campbell seconded approval. On call Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

- 3) SETTING OF A PUBLIC HEARING FOR NOTICE OF VALUATION CHANGE:

A public hearing was set for Tuesday, January 26, 1999 at 2:30 p.m. in the County Commissioners/City Council Chambers, Room 112, on the first of the County-City Building for notice of valuation change for omitted or undervalued property for David W Hamilton and Robert W and Margaret J Dugas.

4) ADJOURNMENT:

By direction of the Chair the meeting was adjourned.

Bruce Medcalf
County Clerk

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- 1) MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, January 5, 1999. (A copy of these minutes is on file in the Office of the Lancaster County Clerk.)

MOTION: Hudkins moved and Campbell seconded approval of the minutes of January 5, 1999. On call Campbell, Hudkins, Workman and Steinman voted aye. Motion carried.

- 2) CLAIMS: Approval of all claims processed through Tuesday, January 12, 1999.

MOTION: Campbell moved and Workman seconded approval. On call Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

- 3) ITEMS OF PUBLIC PARTICIPATION:

The Clerk's Office asked if anyone present requested a change in the agenda. No requests were made and the meeting proceeded as planned.

- 4) PUBLIC HEARINGS:

An application from Star City Hockey LLC for an addition to licensed premise to expand the existing liquor license, adding a two story expansion area on the north end of the Coliseum located at State Fair Park. (19983023) (19983072) (19996)

The Chair opened the public hearing and asked if anyone wished to testify in favor of the application.

Ann Taylor, County Clerk's Office, swore in Rod Anderson, attorney representing applicant.

Anderson gave a brief explanation of the application and stated the addition to the premises would add approximately 500 new seats. He requested the County Board approve the expansion at their present meeting instead of deferring action for one week as is customary. Anderson also stated it was his understanding that there were no objections from the Health Department, Sheriff or County Engineer.

Steinman asked if they stop serving liquor prior to the end of the hockey game.

Anderson stated he couldn't answer the question.

Campbell stated that someone had responded that they stop selling liquor at the end of two periods.

Workman stated he attended a game on Sunday night and it appeared they begin serving one hour prior to the game and stop approximately 13 minutes prior to the third quarter. He explained that his only concern was that it appeared a customer is able to order a tray of drinks and take them back to the stands. Workman added that there was consistency in requiring identification and providing arm bands and there were a sufficient number of law enforcement officials present.

Anderson stated there is very strict enforcement of selling alcohol at the games and explained that they prevent secondary sales by the use of uniformed law enforcement. There are also five Star security individuals to police secondary sales. Anderson said he was not aware of any complaints.

Hudkins asked Diane Staab, Deputy County Attorney, if the County Board could waive the rules regarding the second hearing.

Staab responded that the resolution states that the County Board may waive the second hearing. She stated the second hearing is a policy of the County Board and it is not required by State Statute. Staab pointed out that the request is an addition to an already licensed area. It is not a new application or new area.

4) PUBLIC HEARINGS CONTINUED:

The Chair asked if anyone wished to appear in opposition or a neutral position.

The Clerk's Office swore in Terry Wagner, County Sheriff.

Wagner explained that the corporation hires off-duty deputy sheriffs for security at the games.

He also addressed Workman's concern regarding multiple sales of drinks to one individual by stating that it was his understanding their policy allows no more than four drinks per customer.

No one else appeared to testify and the Chair closed the public hearing.

MOTION: Campbell moved and Hudkins seconded that Section Four of Resolution 5351 outlining the County Board's procedures and standards regarding the administration of liquor licenses be waived and to approve the request from Star City Hockey LLC for an addition to licensed premise because it is an existing facility and there were no objections by the County Engineer, County Sheriff and Health Department.

Workman stated he would be voting against the request due to the number of constituents he had spoken with who feel alcohol is not appropriate at a sporting event. He stated his vote would not diminish his enthusiasm for the Lincoln Stars or his appreciation to Star City Hockey for bringing a great sport to Lancaster County.

ROLL CALL: Steinman, Campbell and Hudkins voted yes.
Workman voted no. Motion carried.

5) NEW BUSINESS:

A. Appointment of Chair and Vice Chair for the Lancaster County Board of Commissioners for 1999.

MOTION: Workman moved and Steinman seconded to appoint Kathy Campbell as Chair of the Lancaster County Board of Commissioners and Larry Hudkins as Vice Chair. On call Workman, Hudkins, Campbell and Steinman voted aye. Motion carried.

5) NEW BUSINESS CONTINUED:

The County Board recognized Linda Steinman for the excellent job she did as Chair and Kathy Campbell for Vice Chair.

- B. A contract with Rick McNeese for psychological services at the Community Mental Health Center, for \$65 per hour, beginning November 15, 1998 and ending June 30, 1999. (199926)

MOTION: Campbell moved and Hudkins seconded approval. On call Hudkins, Steinman, Workman and Campbell. Motion carried.

- C. A resolution transferring funds from the Inheritance Tax Fund to the following: (199941)

<u>Fund</u>	<u>Amount</u>
General Fund	\$2,769,081
Property Management Fund	\$64,716
Mental Health Center Fund	\$125,000

MOTION: Hudkins moved and Campbell seconded approval of Resolution 99-41. On call Steinman, Workman, Campbell and Hudkins voted aye. Motion carried.

- D. A resolution requesting the State of Nebraska, Department of Roads to act on behalf of the County in obtaining federal funds for a road project, in the estimated amount of \$621,500, on North 141 Street. (199937)

The Chair stated she had received a request from the County Engineer to defer the item for one week to allow further review.

- E. A resolution requesting the State of Nebraska, Department of Roads to act on behalf of the County in obtaining federal funds for a road project, in the estimated amount of \$308,400, near Raymond Road and North 1st Street. (199939)

MOTION: Hudkins moved and Campbell seconded approval of Resolution 99-39. On call Workman, Hudkins, Campbell and Steinman voted aye. Motion carried.

5) NEW BUSINESS CONTINUED:

F. A resolution requesting the State of Nebraska, Department of Roads to act on behalf of the County in obtaining federal funds for a road project, in the estimated amount of \$324,450, near Southwest 2nd and West Denton Road. (199938)

MOTION: Campbell moved and Hudkins seconded approval of Resolution 99-38. On call Campbell, Steinman, Workman and Hudkins voted aye. Motion carried.

G. A resolution adopting the 1999 annual salary increases for Chief Deputies within the County, effective January 1, 1999. (199945)

MOTION: Hudkins moved and Campbell seconded approval of Resolution 99-45.

Campbell explained that the County Board requests that elected officials submit their salary recommendations for their chief deputies. She stated in most cases the County Board has honored those requests.

Hudkins stated in one instance there is a chief deputy who receives a higher salary than the elected official. He explained that it was felt it was necessary to pay the chief deputy more in order to attract and maintain competent help.

ROLL CALL: Steinman, Hudkins, Workman and Campbell voted aye. Motion carried.

H. Approval of a dental policy with Ameritas Life Insurance Corporation for County employees, effective January 1, 1999 and ending December 31, 1999. (199944)

MOTION: Campbell moved and Workman seconded approval. On call Workman, Campbell, Hudkins and Steinman voted aye. Motion carried.

I. Recommendation from the Purchasing Agent and Lancaster Manor to award a bid for a commercial washer-extractor and dryer to A.A. Horwath and Sons, in the amount of \$110,770. (199949)

MOTION: Campbell moved and Hudkins seconded approval. On call Hudkins, Workman, Campbell and Steinman voted aye. Motion carried.

5) NEW BUSINESS CONTINUED:

J. A disbursement from the Lancaster County Leasing Corporation 1992 Construction Fund to Carstens, in the amount of \$9,356.48, for charting systems and to Midwest Venetian Blind, Inc., in the amount of \$26,336.64, for window coverings for Lancaster Manor. (199952)

MOTION: Campbell moved and Hudkins seconded approval. On call Campbell, Steinman, Workman and Hudkins voted aye. Motion carried.

K. Request from the Personnel Policy Board to create the classifications of Client Services Associate, at a proposed pay grade of \$18,620.16 to \$24,437.92 and GIS Mapping Technician, at a proposed pay grade of \$23,196.16 to \$30,424.16 and to also request a pay grade change for the classification of Computer and GIS Records Supervisor from \$33,423.52 to \$43,960.80 to \$36,564.32 to \$48,270.56. (199948)

MOTION: Campbell moved and Workman seconded approval. On call Hudkins, Campbell, Steinman and Workman voted aye. Motion carried.

L. A political subdivision tort claim filed against the Corrections Department by James B Jones for lost property, in the amount of \$512. (199940)

MOTION: Hudkins moved and Campbell seconded to accept the recommendation of the Director and deny the claim filed by James B Jones. On call Campbell, Hudkins, Workman and Steinman voted aye. Motion carried.

6) CONSENT ITEMS: These are items of business before the Lancaster County Board of Commissioners which have been previously supplied to each Commissioner in writing, which are relatively routine and which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

6) CONSENT ITEMS CONTINUED:

- A. Setting of a public hearing for Tuesday, January 26, 1999 at 1:30 p.m. in the County Commissioners/City Council Chambers, Room 112, on the first floor of the County-Building regarding Comprehensive Plan Amendment Number 94-31, requested by the Interim Director of Planning, amending the 1994 Lincoln/Lancaster County Comprehensive Plan to amend the land use plan and add text regarding land use, infrastructure and resources for the "S1 and S2" sub-basins, contained within an area from approximately South 14th Street on the west to South 48th Street on the east; from one-half mile south of Pine Lake Road on the north to Saltillo Road on the south, consisting of 2,876.1 acres. (199919)
- B. A maintenance agreement with Solutions for a copier located at the Attention Center for Youth, beginning December 30, 1998 and ending December 30, 1999, in the amount of \$854.16. (199950)

MOTION: Hudkins moved and Workman seconded approval of the Consent Items. On call Campbell, Steinman, Hudkins and Workman voted aye. Motion carried.

7) ANNOUNCEMENTS:

- A. The Lancaster County Board will hold a meeting on Thursday, January 14, 1999 at 8 a.m. in the conference room located immediately west of the County Commissioners Chambers, Room 113, on the first floor of the County-City Building.
- B. A public hearing will be held on Tuesday, January 19, 1999 at 1:30 p.m. in the County Commissioners/City Council Chambers on the first floor of the County-City Building for Comprehensive Plan Conformance, requested by the Lower Platte South Natural Resources District, for acquisition of permanent conservation easements over three privately owned parcels to protect natural resources including native prairie near the intersection of Highway 77 and Hickman Road. (Comprehensive Plan Conformity 98007) (19983022)
- C. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast at 6:30 p.m. on Cablevision Channel 5.

The Clerk's Office noted that Item 7B, a public hearing regarding Comprehensive Plan Conformance 98007 was canceled.

7) ANNOUNCEMENTS CONTINUED:

Diane Staab, Deputy County Attorney, stated the Planning Department requested that the hearing be canceled. She explained that the Planning Commission's action is final, pursuant to Statute 76-2112, because it involves a Natural Resources District which is a political subdivision.

8) OTHER BUSINESS:

John Austin, RR 1, addressed his concerns regarding a letter from the Noxious Weed Control Authority pertaining to the removal of weeds on his property. A copy of the letter was also submitted into the record (Exhibit A).

9) ADJOURNMENT:

MOTION: Campbell moved and Hudkins seconded adjournment. On call Campbell, Hudkins, Workman and Steinman voted aye. Motion carried.

Bruce Medcalf
County Clerk